

## REMEDATION AND REDEVELOPMENT (RR) NEWS FROM WISCONSIN DNR

June 24, 2005

### REVISIONS TO DERF RULE – NO REMEDIAL ACTION OPTIONS REPORTS, BIDDING

Revisions to NR 169, the Dry Cleaner Environmental Response Fund (DERF) rules, will become effective on August 1, 2005. One change is very important for responsible parties and consultants to understand now. The requirement for submittal of a remedial action options report (RAOR) has been deleted. **Consultants should immediately stop working on RAORs for DERF sites.** Instead, complete a site investigation (SI) report and submit it to the DNR project manager for approval. Once the SI report is approved, the dry cleaner owner or operator will bid out the remedial action phase of the project based on the information in the SI report. A minimum of 3 and maximum of 6 bid proposals for the remedial action must be submitted to the DNR project manager. Instead of an RAOR, the rule revisions require that every remedial action bid proposal include:

- 169.23(6)(a) - A ch. NR 722 evaluation of technical and economic feasibility for appropriate alternatives at a site, including an evaluation of natural attenuation and enhanced natural attenuation.
- 169.23(6) (b) - A description of the remedy proposed for the site. The description shall include an explanation of how that remedy will result in compliance with ch. NR 726 pertaining to case closure.

Bids must be sealed. Another important revision requires that consultants submit **sealed bids** to the owner or operator and to the DNR project manager for both site investigation workplans and remedial action bids. The owner/operator must specify the date and time of the bid opening (refer to NR 169.23(2)(d)). For more information about DERF, please see

<http://dnr.wi.gov/org/aw/rr/financial/dryclean.html>

### ROUND 7 SAG APPLICATIONS COMING

In order to help communities plan ahead, updated application forms and instructions for the DNR's Brownfield Site Assessment Grants (SAG) will be available on the web this **July**. Applications will be due on **October 20** this year. Local governments can use these grants to investigate environmental contamination and to prepare brownfield properties for cleanup and redevelopment. For more information about Brownfield Site Assessment Grants, please see <http://dnr.wi.gov/org/aw/rr/rbrownfields/sag.htm>

### EPA & DNR COOPERATE ON LAKE SUPERIOR SEDIMENT CLEANUP

EPA and DNR are beginning the cleanup of 40,000 cubic yards of polluted sediment from Newton Creek and the Hog Island Inlet on Lake Superior. EPA will hold a public meeting on **June 29** at 6:30 p.m. at Wisconsin Indianhead Technical College in Superior to explain the project in detail and answer questions. Contaminants in the sediment include petroleum, lead, mercury and chromium. EPA selected this project for Great Lakes Legacy Act funding, providing \$4.1 million (65 percent) towards the cleanup cost. DNR and others are providing the local share of \$2.2 million. Contaminated sediment and soil will be removed and the banks will be landscaped for erosion control. The result will be healthier habitat for fish and other aquatic life and an inlet that will be safe for recreation. For more information, please see the EPA press release at <http://www.epa.gov/reg50opa/news/news05/05095.htm>, which includes a link to a fact sheet with more information and an aerial photo of the Superior harbor.

### TIME TO REVIEW CONSULTANT INFORMATION FOR DNR LISTING

Consultants may again update their information on our "Environmental Services Providers List". This "name, address, phone and fax number" listing is intended to help responsible parties locate consultants that do environmental investigation and cleanup in various parts of

Wisconsin. It is not an endorsement or certification of those on the list. Consultants who need to add or amend a business entry on the list should contact Megan Clemens at Megan.Clemens@dnr.state.wi.us by July 15, 2005 to be included in the next version of this list. The listing is on the web at <http://dnr.wi.gov/org/aw/rr/archives/pubs/RR024.pdf>.